

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN**

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Promega Corporation,	)	
	)	
	)	
Plaintiff,	)	
and	)	Civil Action No.: 10-C-281
	)	
	)	
Max-Plank-Gesellschaft Zur	)	
Forderung Der Wissenschaften E.V.,	)	
Involuntary Plaintiff	)	
	)	
	)	
v.	)	
	)	
	)	
Life Technologies Corporation	)	
	)	
	)	
Defendants.	)	
	)	

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**SUPPLEMENTAL JOINT RULE 26(f) REPORT**

Pursuant to this Court's Notice of Telephone Pretrial Conference, the Court's Standing Order Governing Pretrial Conferences and Federal Rule of Civil Procedure 26(f), the parties met and conferred regarding a discovery plan and case schedule. In accordance therewith, the parties hereby supplement the prior Joint Rule 26(f) Report with this Supplemental Joint Rule 26(f) Report, and propose the following schedule.

## **PROPOSED DISCOVERY PLAN**

### **Case Schedule:**

The Parties propose the following schedule:

<b>Event</b>	<b>Promega and Life Technologies</b>
Rule 26 Initial Disclosures	October 1, 2010
Deadline for Amendments to Pleadings (without leave of Court)	15 calendar days after last responsive pleading is filed and served
Parties Exchange of Claim Terms and Proposed Constructions	February 14, 2011
Parties Meet and Confer re Proposed Terms and Claim Elements and Proposed Constructions	Week of February 21, 2011
Parties Exchange Opening Claim Construction Motions & Briefs	March 30, 2011
Parties Exchange Responsive Claim Construction Briefs	April 29, 2011
Claim Construction Hearing (if required)	May 11, 2011
Parties to Serve Expert Reports (liability) for Which they Bear the Burden of Proof	June 24, 2011
Parties to Serve Response Expert Reports	July 22, 2011
Dispositive Motions Deadline	August 5, 2011
Disclosure of Damages Expert Report(s) by Proponent	October 14, 2011
Response Damages Expert Report(s)	November 15, 2011
Discovery Cut Off	December 15, 2011
Settlement Letters	December 15, 2011
Rule 26(a)(3) Disclosures, Motions in Limine	January 17, 2012
Objections to Rule 26(a)(3) Disclosures, Motions in Limine	January 27, 2012
Final Pre-Trial Conference	January 31, 2012
Trial	February 6, 2012

In addition, service on Plaintiff may now be made to the following counsel:

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Dated this 13<sup>th</sup> day of August, 2010

RESPECTFULLY SUBMITTED,

By: /s/ James R. Troupis  
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